

## **Chapter- 2**

### **BRIEF HISTORY OF TRIPURA PUBLIC SERVICE COMMISSION**

#### **Background**

As provided by the Government of India Act 1919, the Lee Commission was constituted in 1923 under the Chairmanship of Lord Lee for the purpose of formulating principles/terms and conditions of Public Service and submitted its report in 1924 A.D. This led to the establishment of the first Public Service Commission on October, 1926 under the Chairmanship of Sir Ross Barker. The limited advisory function accorded to the Public Service Commission and the continued stress on this aspect by the leaders of our freedom movement resulted in the setting up of a federal Public Service Commission and also Public Service Commission at the Provincial level under the Govt. of India Act, 1935. After Independence, the Constituent Assembly visualized the need for giving a secure and autonomous status to Public Service Commission, both at the central and at the State level, for ensuring free and fair recruitment for the Public Service as well as for protecting the rights of Civil Servants, thus Public Service Commission was given a constitutional status by promulgation of constitution of India on 26<sup>th</sup> January, 1950.

Under Part XIV, Chapter I and in articles 308 to 314 of the Constitution of India , the matter related to services under the Union and the States such as recruitment and conditions of service or person serving, tenure of office of persons serving, dismissal, removal or reduction in rank of persons employed have been provided.

Under Chapter II, subject to the provisions of the article-315, there shall be a Public Service Commission for the Union and a Public Service Commission for each state.

## **Tripura Public Service Commission**

Before attaining statehood on 21<sup>st</sup> January, 1972, Tripura was under jurisdiction of the Union Public Service Commission.

After attaining statehood, “Tripura Public Service Commission” was established on 30<sup>th</sup> October, 1972 as per the provisions of Article 315 of the Constitution of India. Sri G. P. Bagchi was the 1<sup>st</sup> Chairman and Sri I.K. Roy was the 1<sup>st</sup> Member of the Tripura Public Service Commission.

In exercise of the powers conferred by Article 318, the Tripura Public Service Commission Regulations were framed by the Governor of Tripura in 1972 and as per said Regulations, the Commission shall consist of a Chairman and one or more Members not exceeding 3 (three) as may be determined by the Governor from time to time. The Chairman and Members so appointed are assisted by a Secretariat headed by the Secretary.

Tripura Public Service Commission is also regulated by the Tripura Public Service Commission (Exemption from Consultation) Regulations, 1973 framed by the Governor of Tripura as per provision of clause (3) (e) of Article 320 of the Constitution of India in respect of its functional activities.

## **Function of the State Public Service Commission**

As per provisions of the article 320 of the Constitution, the function of the State Public Service Commission shall be:-

1. Recruitment for Civil Services and Civil posts as per provisions of the Tripura Public Service Commission (Exemption from Consultation) Regulation, 1973 framed by the Governor of Tripura by:
  - i. By Direct Interview
  - ii. Examination (Scheduled) followed by Personality Test/ Viva- voce
  - iii. Screening Test (Non- Scheduled) followed by Interview
  - iv. The Tripura Combined Competitive Examination for recruitment to miscellaneous posts
  - v. Conduct of Departmental Examination/ Pre-Promotional Examination.
  - vi. Conduct of U.P.S.C. Examination at Agartala centre.

2. The State Public Service Commission shall be consulted:
  - a. On all matters relating to methods of recruitment of Civil Service and for civil posts of the state govt.
  - b. On the principles to be followed in making appointments to civil services and posts and in making promotions and transfers from one service to another and on the suitability of candidates for such appointments, promotions or transfers.
  - c. On all disciplinary matters affecting a person serving under the Govt. of the state in a civil capacity, including memorials on petitions relating to such matters.
  - d. On any claim by or in respect of a person who is serving or has served under the Govt. of state in a civil capacity, that any costs incurred by him in defending legal proceedings instituted against him in respect of acts done or purporting to be done in the execution of his duty should be paid out of the consolidated fund of India, or as the case may be, out of the Consolidated Fund of the State.
  - e. On any claim for award of a pension in respect of injuries sustained by a person while serving under the Govt. of India or the Govt. of a state, in a civil capacity, and any question as to the amount of any such award
3. And it shall be the duty of Public Service Commission to advise on any matter so referred to them and on any other matter which the president, or as the case may be, the Governor of the State, may refer to them.

Provided that the Governor, in respect of other services and posts in connection with the affairs of the state may make regulations specifying the matters in which either generally, or in any particular class of case or in any particular circumstances, it shall not be necessary for a Public Service Commission to be consulted.

## **Expenses**

Under article 322, the expenses of the State Public Service Commission, including any salaries, allowances and pensions payable to or in respect of the members of the Commission, shall be charged on the consolidated Fund of India or as the case may be, the Consolidated Fund of the State.

## **Reports of the Public Service**

It shall be the duty of the Commission to present annually to the President/ Governor a report as to the work done by the Commission and on receipt of such report the President/ Governor shall cause a copy thereof together with a Memorandum explaining, in respect of the cases, if any, where the advice of the Commission was not accepted, the reasons for such non-acceptance to be laid before each House of Parliament/ State Legislative Assembly.

The Requiring Departments are to send proposals to the Tripura Public Service Commission in the manner as stated below:-

### ***1. Framing of new Recruitment Rules for a post:***

- i. Proposal in Annexure –III & IV
- ii. Recruitment Rules for the Promotional Post
- iii. Recruitment Rules for the feeder post
- iv. Vetting of the GA (P&T) Department

### ***2. Amendment of the Recruitment Rules:***

- i. Proposal in Annexure – V
- ii. Existing Recruitment Rules of feeder post
- iii. Recruitment Rules of the Promotion Post
- iv. Vetting of the GA (P&T) Department

**3. *Direct Recruitment:***

- i. Govt. decision for filling up the number of posts
- ii. Proposal in Annexure – VI
- iii. Existing Recruitment Rules
- iv. Roster points of the vacancies (duly verified by the SC and ST Welfare Department).

**4. *Regularization of Ad-hoc Appointment:***

- i. Proposal in Annexure – I
- ii. Recruitment Rules
- iii. Seniority List (Final)
- iv. Service Records of the officers in the prescribed proforma
- v. ACRs (duly reviewed & accepted)
- vi. Roster Points of Vacancies (duly verified by the SC and ST Welfare Department).

**5. *Promotion / DPC and concurrence to the DPC decisions conducted by the Depts.:***

- i. Proposal in Annexure- VIII
- ii. Self contained Note for DPC
- iii. DPC Minutes (Draft)
- iv. Recruitment Rules
- v. Seniority List (Final)
- vi. A.C.Rs (duly reviewed & accepted)
- vii. Service records in the prescribed proforma (not on extension)
- viii. Integrity Certificate in the case of Non-Gazetted officers.
- ix. Vigilance clearance in the case of Gazetted officers

- x. Roster Points of the vacancies (duly verified by the SC and ST Welfare Department).
- xi. Copy of minutes of DPC meeting held last
- xii. Any other relevant information not covered by papers/ documents from Sl. No. (i) to (xii).

**6. *Confirmation:***

- i. Proposal in Annexure- IX
- ii. Recruitment Rules
- iii. Seniority List (Final)
- iv. A.C.Rs (duly reviewed & accepted)
- v. Vigilance clearance/ Integrity Certificate
- vi. Self contained Note for DPC
- vii. Appendix- I duly filled in and signed
- viii. Roster Points of the permanent vacancies (duly verified by the ST and SC Welfare Department.

**7. *Disciplinary Cases:***

- i. Proposal in Annexure- X
- ii. Documents indicated in item Nos. 15 to 18 of Annexure- X